

INSTRUCTION TO PROJECT PARTNERS AND PROGRAMME STRUCTURES
of the Interreg VI-A Romania-Hungary Programme

regarding the obligation of partners to notify the Managing Authority of any deviations from the applicable legal framework within the financed projects and of any undue amounts identified following their own checks or those of audits and controls carried out by entities outside the programme management structures, in relation to the expenditures incurred and paid within the projects financed under the Programme

Considering the relevant provisions of Art. 11, para. 3) of the subsidy contract *“In case of irregularity, the MA shall impose to the Lead Partner all the necessary measures for the elimination or diminishing of the consequences on the implementation of the project”*,

Taking into account the relevant provisions of Art. 11, para. 12) of the subsidy contract, *“In case the irregularity is discovered before the final payment, the MA is entitled to diminish the ERDF amount to be reimbursed to the responsible Lead Partner and/or Partner with the debt of the concerned Lead Partner and/or Partner, starting with the next payment until the total recovery of the debt”* and of Art. 11, para. 13) of the subsidy contract, *“If the irregularity resulting in an unduly paid ERDF amount is discovered after the final payment or if the debt was not entirely recovered, the MA shall notify the LP regarding the unduly paid ERDF amount, and the LP is obliged to repay the amount, within 30 days as of the receipt of the notification together with the bank charges (...)”*,

Having in view the necessity of corroborating all the relevant contract provisions in the process of systematical interpretation, especially with regard to the sound financial management related to the implementation of projects,

The Managing Authority of Interreg VI-A Romania-Hungary Programme, in accordance with the provisions of the *Art. 11 Irregularities and recovery of the ERDF funding* para. 3), 12) and 13) of the subsidy contract, issues the following

INSTRUCTION

Article 1 - Partners are obliged to notify the MA without delay of any deviations from the applicable legal framework within the financed projects and any undue amounts identified following their own checks or those of audits and controls carried out by entities outside the programme management structures, in relation to the expenditures incurred and paid within the projects financed under the Programme. This obligation shall apply both during the implementation period and throughout the entire durability period.

Article 2 - With the final project report and durability reports, the partners shall provide an own declaration¹ stating that during the implementation period of the contract there were no other breaches of the applicable legal framework and/or any undue amounts identified following their own checks or those of audits and controls carried out by entities outside the programme management structures, in relation to the expenditures within the projects financed under the Programme, except for those already notified to the MA (if applicable).

Article 3 - Entry into force

This instruction shall enter into force on the date of its publication on the Programme website and/or its communication to Partners and Programme Structures.

**Camelia COPORAN,
Head of Managing Authority
for the Interreg VI-A Romania-Hungary Programme**

Iuliana-Camelia Coporan
Digitally signed by Iuliana-Camelia Coporan
Date: 2026.01.13 15:32:31 +0200

¹ Template annexed